

1 and she had got herself in trouble over that, too, just like
2 I had over 900.

3 Q Okay. Were you in trouble over the 900 system,
4 sir?

5 A Not then I wasn't.

6 Q Are you now?

7 A It appears I am.

8 Q Well, have they told you that they're trying to
9 take away your 900 license?

10 A No, except you've told me that.

11 Q Did anybody at the FCC say that you were going to
12 have your 900 license taken away?

13 A No.

14 Q Have you ever been served with any papers from the
15 FCC saying that they want to take your license away?

16 A No, sir.

17 Q Do you have any understanding as you sit here on
18 the stand, sir, that you could be put in jail for something?

19 A No, sir.

20 Q Do you have any understanding, sir, as you sit
21 here on the stand that you could be fined by the FCC for
22 anything you've done?

23 A No, sir.

24 Q Have you contacted an attorney to represent you in
25 this case?

1 A No, sir.

2 Q If Ron Brasher testifies that he didn't pay you
3 \$110 in exchange for that check on page 4, do you disagree
4 with him?

5 A Yes, I do.

6 Q Was there anybody else present, sir, when you
7 supposedly got this \$110 in cash from Mr. Brasher?

8 A At the company or in our presence?

9 Q In your presence.

10 A No, nobody else was in our presence.

11 Q You at one time had talked about or thought about
12 starting up a d/b/a, didn't you?

13 A What's a d/b/a now?

14 Q A business name.

15 A No, I haven't.

16 Q You never thought about that at all?

17 A Uh-uh.

18 JUDGE STEINBERG: Okay. That was a no?

19 BY MR. ROMNEY:

20 Q Was that a no, sir?

21 A No.

22 MR. ROMNEY: Just one minute, Your Honor. I'm
23 sorry.

24 JUDGE STEINBERG: Take your time.

25 (Pause.)

1 MR. ROMNEY: I'm sorry. I can't find it, but I
2 won't waste the Court's time.

3 (Pause.)

4 MR. ROMNEY: Pass the witness, Your Honor.

5 JUDGE STEINBERG: Mr. Pedigo?

6 MR. PEDIGO: Yes, Your Honor. Just a couple
7 questions.

8 CROSS-EXAMINATION

9 BY MR. PEDIGO:

10 Q Good morning, Mr. Lewis. My name is Lawson
11 Pedigo, and myself and Ronnie Wilson, we are representing
12 Dave and Diane Brasher.

13 A Right.

14 Q I just want to ask you a couple questions.

15 A Yes, sir.

16 Q You mentioned a conversation you had with Dave
17 Brasher several months ago. It related to page 3, I
18 believe, of Exhibit 65. Do you recall your testimony on
19 that point?

20 A Me talking to David about this?

21 Q Yes, sir.

22 A Yes.

23 Q Was that the first time you had mentioned to him
24 that you had any kind of a concern about or any desire to
25 put this license out of your name and put it in somebody

1 else's name?

2 A Right. That's why I went to David.

3 Q And as soon as you said that you had a desire to
4 give up control of this license, did he indicate that that
5 would be acceptable?

6 A I told him I wanted the license out of my name,
7 and he said go ahead and sign the paperwork, and we'll get
8 them out of your name in six months.

9 Q And it's true, isn't it, that he didn't say he had
10 to keep it in your name?

11 A No. He didn't say that.

12 Q He didn't try to force you to keep it?

13 A No, he didn't. He didn't do -- he didn't bring
14 the licenses to me to get them signed. His dad brought the
15 licenses the next morning or the day after to sign them.

16 Q And after this proceeding, do you intend to bring
17 that issue up again with Dave and --

18 A Yes.

19 Q -- carry through on that?

20 A Right.

21 Q And you have every reason to believe he is going
22 to honor what he told you?

23 A Yes, I do.

24 Q In fact, did you take his comment to be helpful as
25 part of solving your concerns?

1 A Yes. As far as signing the license, that's the
2 reason I signed them.

3 Q But it was helpful to your desire to give control
4 of that license to somebody else because you no longer
5 wanted it?

6 A If he hadn't have told me that he was going to get
7 them out of my name, I wouldn't have signed the paperwork.

8 Q Now, the 900 license, if you look at that same
9 page, it does say it's for a private radio station license.
10 Is that correct?

11 A On page 3?

12 Q Yes, sir.

13 A Where is it supposed to say this at?

14 Q Up at the top. Application For Renewal, Private
15 Radio Station License.

16 A Oh, okay. The big letters. I was looking at the
17 small print. Okay. Private radio station license, yes.

18 Q In fact, you used this particular frequency and
19 this license in your business of towing cars. Is that
20 correct?

21 A Well, I used it in my truck. As far as towing
22 cars, I towed cars with a trailer. I don't have a wrecker.

23 Q Did you ever have to pay any monthly fee for this
24 particular license to DLB, Inc. or Metroplex?

25 A No, I haven't.

1 Q Are you familiar if the 900 -- DLB's volume of 900
2 customers is full, or do they need more customers? Do you
3 have any understanding on that point?

4 A No, I don't. I don't go there.

5 Q Would it make sense if there were other customers
6 that would be paying customers it would be in the financial
7 interest of DLB Enterprises to take this license from you
8 and transfer it to another customer that would pay for it?

9 A Right.

10 Q So there would be no benefit to DLB Enterprises by
11 letting you have this for free. Is that correct?

12 A No.

13 Q And you're not saying that there is a benefit to
14 them?

15 A There's not a -- there was a benefit to them, but
16 not to me. I mean, it was a benefit to me because I'm
17 getting to use the radio in my vehicle.

18 Q Right.

19 A As far as money wise, me receiving any money over
20 it, no, I didn't.

21 Q And similarly, there is no benefit to DLB
22 Enterprises for you having this radio, is there?

23 A You're going to have to reword that. I don't
24 know.

25 Q If DLB Enterprises wanted to make money, would it

1 be better for them to take this license from you and have it
2 to a paying customer?

3 A Right. Yes, it would.

4 Q Are you aware of any employee that DLB Enterprises
5 ever had bootleg radios? Do you know what that --

6 A No. I don't know what bootleg radios -- bootleg
7 like hooking up radios on our system and bootlegging them
8 like somebody had the frequencies and just programmed it
9 into a radio and it would be on our system? Yes.

10 Q Are you aware if any employees maybe did that to
11 use the DLB frequencies, even though they weren't authorized
12 to have radios and do that?

13 A I know I think Jeff and them had some on our
14 system.

15 Q And Jeff, is that the individual you discussed
16 earlier, but you just didn't remember his last name?

17 A No. This is -- what is his name? Jeff, the man
18 that used to work for Metroplex.

19 Q Was that Ken Siminoux?

20 A No, that wasn't Ken. It's Jeff. I don't know his
21 last name.

22 Q When you were up on this frequency, did you ever
23 hear other customers or employees of DLB Enterprises using
24 it?

25 A On the same frequency as I was on?

1 Q That's right.

2 A Yes.

3 Q When you first applied for the license, and I
4 think Mr. Romney has covered that, it might have been 1995,
5 or it might have been 1994. Do you remember that testimony?

6 A I believe it's 1995.

7 Q If it was let's say November of 1995 and the
8 license had a five year period, then it would have expired
9 in November of the year 2000. Is that correct?

10 A Right.

11 Q And an expiration date of November, 2000, is that
12 in fact what appears on page 2 of Exhibit 65 at the top
13 right corner?

14 A It says 11-28-97 to 11-3-00.

15 Q That's correct.

16 A That's only three years.

17 Q But if you got the license in November of 1995
18 right after you or several months after you began to work at
19 DLB Enterprises --

20 A Yes.

21 Q -- and if it was a five year license, is it true
22 it would have expired in approximately November of 2000?

23 A Right.

24 Q You're not aware, are you, of FCC regulation for
25 procedures where if there was some modification to your

1 license that that might have changed the issue date to 1997,
2 but not have affected the overall five year period that was
3 running?

4 A I wouldn't know anything about it.

5 Q Okay. You're not saying that couldn't happen.
6 You just don't have an opinion, do you?

7 A (Non-verbal response.)

8 THE REPORTER: Is that no?

9 THE WITNESS: I don't know. I don't know anything
10 about it.

11 JUDGE STEINBERG: The answer to the question is
12 now.

13 BY MR. PEDIGO:

14 Q And in that hypothetical then, your testimony of
15 signing an original application several years ago and then
16 signing a renewal in August of the year 2000, that would be
17 then consistent with your recollection?

18 A Correct.

19 Q Did Mr. Brasher give you any explanation why the
20 check or the payment to the FCC in August of 2000 should be
21 on your check?

22 A Well, that's what I just got through saying a
23 while ago. He told me since it was my license it should
24 come from my check.

25 Q Okay. Did you tell that to Ms. Lutz?

1 A Well, I told her I'd signed him a check, and he
2 give me the money.

3 Q Okay. Did she make any comment that that seemed
4 odd or anything?

5 A Yes. Well, she looked at it. I wouldn't have
6 done that, Tom, is what she told me.

7 Q If you could look at Exhibit 57, the second page
8 behind that tab, please?

9 A Fifty-seven?

10 Q Yes, sir.

11 A What page?

12 Q The second page of that exhibit, sir. Do you see
13 that check?

14 A Page 57?

15 Q No, no. Behind Tab 57.

16 JUDGE STEINBERG: Let me help you.

17 MR. PEDIGO: It's the second page.

18 THE WITNESS: Here's Tab 57.

19 JUDGE STEINBERG: And then look at the second
20 page, the next page.

21 THE WITNESS: Oh, okay.

22 BY MR. PEDIGO:

23 Q Do you see that, Mr. Lewis?

24 A Yes.

25 Q Is it correct that that is a check made to the

1 FCC? Is that correct?

2 A Right.

3 Q And this was in June of 1996?

4 A Right.

5 Q Just accept my representation. This was a payment
6 made in connection with Ms. Lutz's application for a
7 license.

8 A Uh-huh.

9 Q Now, my question to you is did Ms. Lutz put in her
10 own check on her license?

11 A It appears she didn't.

12 Q In fact, she was comfortable having the Brasher
13 check going in?

14 A That's right.

15 Q Although she told you it seemed odd, she in fact
16 had done the exact same thing, hadn't she?

17 A (Non-verbal response.)

18 Q That is a yes?

19 A Well, this is not Mrs. Lutz's name. This is
20 Patricia Brasher on this Check 1400.

21 Q That's correct, but who is in Memo line?

22 A Oh, I see it now. Carolyn. Okay.

23 MR. PEDIGO: Just a minute, Your Honor.

24 (Pause.)

25 MR. PEDIGO: Excuse me, Mr. Lewis. I'm going to

1 make sure we're through. I think we're done. I just need
2 to verify that.

3 (Pause.)

4 MR. PEDIGO: We're finished, Your Honor. We'll
5 pass the witness.

6 JUDGE STEINBERG: Redirect?

7 MR. KNOWLES-KELLETT: Yes, please.

8 REDIRECT EXAMINATION

9 BY MR. KNOWLES-KELLETT:

10 Q Now, you just testified that I think you looked at
11 the Carolyn Lutz application in Exhibit 57 and saw that it
12 was a Brasher check. Is that correct?

13 A Right.

14 Q Okay. Now, your discussion I think with respect
15 to Exhibit 65 regarding what was odd, what was odd was that
16 Ronald Brasher --

17 JUDGE STEINBERG: Wait. This is redirect, and
18 so --

19 MR. KNOWLES-KELLETT: Okay.

20 JUDGE STEINBERG: -- don't suggest the answer.

21 MR. KNOWLES-KELLETT: Okay.

22 BY MR. KNOWLES-KELLETT:

23 Q What was odd about who was putting in the check?

24 A What was odd about it?

25 Q Yes.

1 A It was written to the FCC, and Pat's name was
2 written out.

3 Q I'm asking you to look at Exhibit 65. What was
4 odd about Exhibit 65?

5 A Sixty-five?

6 Q Page 4.

7 JUDGE STEINBERG: That was your check for \$110.

8 THE WITNESS: Oh, yes. What was odd about it?
9 What did I write down? I wrote my --

10 BY MR. KNOWLES-KELLETT:

11 Q When you had the discussion regarding this being
12 odd, this check, what was odd about it?

13 A Nothing. It was my check, I mean, and my
14 signature, but as far as --

15 Q I believe your testimony was that previously it had
16 been paid by the Brashers?

17 A What I would say --

18 Q Just answer my question.

19 JUDGE STEINBERG: He was trying to answer the
20 question.

21 MR. KNOWLES-KELLETT: Okay.

22 THE WITNESS: What Ron told me is since it's your
23 license you need to write the check.

24 MR. KNOWLES-KELLETT: Okay.

25 THE WITNESS: He gave me the \$110, and I wrote the

1 check.

2 BY MR. KNOWLES-KELLETT:

3 Q Okay. Who paid for the license fee from your
4 earlier application?

5 A Ron Brasher paid for them. I didn't.

6 Q Do you have any understanding of why there was a
7 change?

8 A No, I don't.

9 Q Okay.

10 A Do you know what? I think I can go back. I've
11 got all my check statements. I can go back and pull up 1995
12 and go through there and see if I've got a check to the FCC.

13 Q Okay. I think you testified in response to Mr.
14 Romney's questions that you had three radios. Is that
15 correct?

16 A I've got two in my vehicles, one in each vehicle,
17 and a hand held, but the hand held is company use only.

18 Q Okay. That is what I wanted to clarify.

19 A It's for taking care of handi-rides and stuff like
20 that. It's in my possession, but it's for the company. In
21 other words, I'm responsible for it.

22 Q Right.

23 A I take it with me because if I lose it I pay for
24 it.

25 Q Okay. But you have two radios in your trucks with

1 the dual purpose we discussed?

2 A I've got one in the truck and one in the car.

3 Q Okay. Who owns those radios?

4 A Who owns the radios?

5 Q Yes.

6 A Metroplex Two-Way Radio does.

7 Q Who installed those radios?

8 A I installed one of them, and one of the shop
9 personnel installed the other one.

10 Q Okay. Were you ever asked to sign the T-band
11 radio license?

12 A Was I?

13 Q Ever asked to sign for a T-band license.

14 A No, I wasn't.

15 Q Okay. Mr. Romney asked you a bunch of questions
16 about whether the FCC was trying to take away this license.
17 Do you care?

18 A No, I sure don't.

19 Q The last one is just for clarity of the record.
20 Would the Jeff you were referring to be Jeff Graber?

21 THE REPORTER: I'm sorry, sir. I can't hear you
22 very well.

23 MR. KNOWLES-KELLETT: I'm sorry.

24 BY MR. KNOWLES-KELLETT:

25 Q Would the Jeff you were referring to in response

1 to Mr. Pedigo be Jeff Graber?

2 A I believe so. I believe he was one of the techs
3 that worked there.

4 Q Okay. You couldn't recall the last name?

5 A No. I'm not very good at names.

6 MR. KNOWLES-KELLETT: Okay. No further questions.

7 JUDGE STEINBERG: Mr. Romney, did you want to ask
8 questions about Sumpters? I didn't want to cut you off
9 after you --

10 MR. ROMNEY: No.

11 JUDGE STEINBERG: Okay. Do you have anything
12 further?

13 MR. ROMNEY: Just a few follow up questions --

14 JUDGE STEINBERG: Okay.

15 MR. ROMNEY: -- on some things that were said.

16 RE-CROSS-EXAMINATION

17 BY MR. ROMNEY:

18 Q Mr. Lewis, the very first time you signed up for
19 an FCC license was Sue Lutz an employee of DLB at that time?
20 Do you remember?

21 A I don't remember. She might have been. I am not
22 for sure. I know my little brother has worked there, too,
23 and he got fired or quit. I don't know which. I think she
24 quit over that at one time, but I don't remember if it was
25 after that or what took place on that. I don't know.

1 Q If I were to tell you that your hire date was the
2 20th of February, 1995, would that refresh your recollection
3 in any respect?

4 A Was it the 20th? I thought it was the 28th.

5 Q Do you recall that? Does that ring a bell?

6 A It could be. I don't know. I'm not -- that's a
7 long time ago.

8 Q Is it possible, sir?

9 A It's possible.

10 Q Is it possible that you made your first
11 application for a 900 series radio license prior to the time
12 that you actually went to work for DLB?

13 A Well, I worked for DLB before that, but it was
14 temporary. I don't believe I signed for no license before
15 that. I signed for the first license I signed was in Patsy
16 and Ronald's house.

17 Q If you were going to go find that out, you would
18 go to the FCC and ask them, wouldn't you, whether you had a
19 license prior to the time you went to work for DLB?

20 A Well, I'd like to see that signature on that one,
21 okay?

22 Q You haven't seen any such document presented to
23 you --

24 A No.

25 Q -- in this litigation?

1 THE REPORTER: I'm sorry. That was inaudible.

2 BY MR. ROMNEY:

3 Q Is that a no?

4 A That's a no.

5 MR. ROMNEY: I'll pass the witness.

6 RE-CROSS-EXAMINATION

7 BY MR. PEDIGO:

8 Q Mr. Lewis, just one last thing I wanted to try to
9 make sure I understand correctly. On the two mobile units
10 that you have in your cars under this license, it is Exhibit
11 65?

12 A I don't know if that's the frequencies I've got.
13 I don't know that. I can't tell you and say I know that for
14 a fact. I don't.

15 Q Well, the two --

16 A I've got two mobile phones, okay? They've got
17 frequencies on them. I don't know what they are.

18 Q Okay. Do you have any other FCC license that you
19 think they might be registered or licensed under?

20 A I hope not.

21 Q Okay. So there's no reason to think that they
22 don't go to this license?

23 A Yes.

24 Q Is that fair?

25 A Right.

1 Q I want to make sure I understood. Those licenses,
2 even though this does say a private radio license, there are
3 occasions where you use those two mobiles for work related
4 transmissions?

5 A Right. I do.

6 Q And because you do use those radios in working for
7 DLB, when you put in the fee, the \$110 check, is it fair to
8 say that you just had an employee reimburse you for an
9 employee related expense?

10 A Well, he give me \$110.

11 Q But that was specifically to reimburse you --

12 A For the license.

13 Q -- for the FCC fees. Is that correct?

14 A That was to reimburse me for this check right
15 here.

16 Q And that check allows you to keep in effect a
17 license for two radios that had some of the --

18 A Well, no. Them radios -- I could have had them
19 radios in my vehicle without this license.

20 Q Oh, really?

21 A Yes.

22 Q What license would you have used?

23 A You're trying to sit here and tell me that if I
24 operate a radio in my vehicle I've got to have a license.
25 Is that what you're trying to tell me?

1 Q Well, if it's a 900 you --

2 A It's a 900. In other words, the Dallas Transit
3 bus system is on 900, right?

4 Q I'm sorry. I don't know that.

5 A Well, does all them people, all them bus drivers,
6 have licenses in their vehicles?

7 Q Perhaps the system does.

8 A Well, that's what I'm saying. I'm on a system.

9 Q And all I'm trying to get at is that the system
10 that you're a part of with this license and your two mobile
11 units, that it did have some business application for you?

12 A Right.

13 Q Okay. And so when the \$110 was paid to the FCC to
14 continue the right to use that license as part of this
15 system at DLB, you merely got reimbursed by your employer
16 for that --

17 A Right.

18 Q -- business related expense?

19 A I did get reimbursed.

20 Q In fact, you would have expected to be reimbursed
21 for that, wouldn't you?

22 A I wouldn't sign the license if they wasn't going
23 to pay for it.

24 MR. PEDIGO: Okay. No further questions, Your
25 Honor.

1 JUDGE STEINBERG: Can I ask? Well, you probably
2 don't know the answer to this.

3 In Exhibit 65 on page 2 it's Radio Service GU
4 Conventional Business. On page 3 of 65 there's a Block 5,
5 SEC Use Only. There's a GU and in parentheses (I) and then
6 a number. What does GU stand for? Perhaps Mr. Higgs should
7 be here for this.

8 MR. ROMNEY: He's the only one in the room that
9 knows it.

10 JUDGE STEINBERG: Let me ask the witness. Do you
11 know what that GU stands for?

12 THE WITNESS: No, I don't.

13 MR. KNOWLES-KELLETT: Your Honor, we're going to
14 put a witness on from PCIA who will be amply qualified to
15 answer that.

16 JUDGE STEINBERG: Okay. Is that something that
17 can be stipulated to? I mean, is it just some abbreviation
18 that the FCC uses that everyone agrees?

19 MR. KNOWLES-KELLETT: To tell you the truth, Your
20 Honor, I don't know exactly --

21 JUDGE STEINBERG: Okay.

22 MR. KNOWLES-KELLETT: -- what GU is. I know that
23 it's a business use radio.

24 JUDGE STEINBERG: Okay. I guess there are no
25 further questions, so, Mr. Lewis, you are excused. I want

1 to thank you very much for coming over, and thank you for
2 spending the night in Washington. I hope you got some
3 enjoyment out of it.

4 THE WITNESS: Oh, I did.

5 JUDGE STEINBERG: I hope you have a nice trip
6 back.

7 THE WITNESS: Thank you.

8 JUDGE STEINBERG: Thank you very much.

9 MR. ROMNEY: Your Honor, I request that the
10 witness be admonished about the rule.

11 JUDGE STEINBERG: I was going to let Mr. Kellett
12 do it or Ms. Lancaster do it. Do you want me to do it on
13 the record?

14 MS. LANCASTER: He is about to leave, Your Honor.

15 MR. ROMNEY: Can we go off the record?

16 JUDGE STEINBERG: We'll go off the record.

17 (Whereupon, a short recess was taken.)

18 JUDGE STEINBERG: We're back on the record.

19 Ms. Brasher, could you raise your right hand,
20 please?

21 Whereupon,

22 PATRICIA A. BRASHER

23 having been duly sworn, was called as a witness
24 and was examined and testified as follows:

25 JUDGE STEINBERG: Please be seated. Thank you.

1 DIRECT EXAMINATION

2 BY MR. KNOWLES-KELLETT:

3 Q Could you please state your full name for the
4 record?

5 A Patricia A. Brasher.

6 Q Okay. The Judge previously, Mrs. Brasher, asked
7 us to use first names to the extent we can because everybody
8 has --

9 A The same name.

10 Q Right. There are too many Brashers and too many
11 Sumpters involved. At times I will be calling you Patricia.
12 Would you like to be called Patricia?

13 A Patricia, Pat. It doesn't matter.

14 Q Okay. Could you state your home and work
15 addresses for the record?

16 A Yes, sir. My home address is 224 Molina,
17 Sunnyvale, Texas 75182. My work address is 2244 Larson
18 Lane, Suite 104, Dallas Texas 75229.

19 Q Okay. Where do you work?

20 A Metroplex Two-Way Radio.

21 Q Okay. Is that the corporate name?

22 A No, sir. DLB Enterprise is the corporate name.

23 Q Okay. And what is your title there?

24 A I am the president of DLB Enterprise.

25 Q Okay. How was DLB formed?

Heritage Reporting Corporation
(202) 628-4888

1 A It was formed in 1982. I was the president, my
2 son was the vice-president, my husband was the treasurer,
3 and my daughter-in-law was the secretary.

4 Q Okay. And who formed the company?

5 A Well, I did with Mr. Sumpter's help. He and I
6 formed it together. My husband at the time was in Chicago,
7 and --

8 Q Okay.

9 A -- I did it.

10 Q Okay.

11 A I went and got the d/b/a name and the tax, all
12 that type of stuff. That I did myself.

13 JUDGE STEINBERG: When you say Mr. Sumpter, do you
14 mean Jim Sumpter?

15 THE WITNESS: I'm sorry. Yes. Jim.

16 JUDGE STEINBERG: Although he's the only male
17 Sumpter that we know of.

18 THE WITNESS: Yes.

19 MR. KNOWLES-KELLETT: Who was involved.

20 THE WITNESS: I beg your pardon?

21 MR. KNOWLES-KELLETT: He was the only male Sumpter
22 involved in this action, I think.

23 THE WITNESS: I think he's the only one that's
24 living.

25 MR. KNOWLES-KELLETT: I take it then you're

1 allowed to say Mr. Sumpter.

2 THE WITNESS: Okay.

3 JUDGE STEINBERG: Well, but then --

4 THE WITNESS: That's fine. I'll try to remember.

5 JUDGE STEINBERG: Just say Jim.

6 THE WITNESS: Yes.

7 BY MR. KNOWLES-KELLETT:

8 Q Okay. Who are the stockholders of DLB?

9 A Myself and Mr. Brasher are the only stockholders.

10 Q And Mr. Brasher is Ronald Brasher?

11 A Uh-huh.

12 Q This is hard.

13 A Yes, it is hard. I'm used to using last names.

14 Q Right.

15 JUDGE STEINBERG: There was an uh-huh. That was a
16 yes?

17 THE WITNESS: Oh, I'm sorry. I'm sorry, Judge.

18 JUDGE STEINBERG: That's okay. Everybody does it,
19 including us.

20 MR. KNOWLES-KELLETT: Yes, and it's our job to try
21 to catch each other.

22 THE WITNESS: Oh, okay.

23 BY MR. KNOWLES-KELLETT:

24 Q Okay. Now, how much stock do you old in DLB
25 Enterprises?

1 A I own 60 percent of the stock. Ron owns 40
2 percent of the stock.

3 Q Okay. Does that mean that you call the shots at
4 DLB Enterprises?

5 A Yes, sir.

6 Q Okay.

7 A I always have. In the beginning, see, my husband
8 was not on board.

9 Q Okay.

10 A It was just myself. That was the reason for
11 making David the vice-president was because he was the only
12 one that was in town, and if I needed, you know, more than
13 one officer he and I would be the ones because he couldn't
14 always come back to Dallas.

15 Q Okay. I believe there was some confusion in this
16 matter about whether you have directors. Do you have
17 directors?

18 A No, sir. There was never anything other than --
19 to my knowledge, that was it. We never did know that there
20 was a need to have a director.

21 Q Okay. When you formed DLB Enterprises, were there
22 any technical people that assisted you with the radios?

23 A Yes, sir. We had two other employees when we
24 first started the business up.

25 Q Okay. Who were they?

1 A Jeff Graber and Kenneth Tinkel.

2 Q Okay. But they did not have ownership or --

3 A No. No. They were only employees.

4 THE REPORTER: My apologies again for
5 interrupting, but the last name of Jeff I really couldn't
6 hear.

7 JUDGE STEINBERG: One was Jeff Graber.

8 THE WITNESS: Jeff Graber. I'm sorry.

9 THE REPORTER: The name after that?

10 THE WITNESS: Kenneth Tinkel. I'm sorry. My
11 voice is not very good.

12 THE REPORTER: Could you spell Graber?

13 THE WITNESS: G-R-A-B-E-R.

14 THE REPORTER: Thank you.

15 BY MR. KNOWLES-KELLETT:

16 Q Are you still employed at DLB Enterprises?

17 A Yes, sir.

18 Q How much do you make from DLB Enterprises?

19 A Approximately I'd say close to \$120,000 a year.

20 Q And that's your salary?

21 A Yes, sir.

22 Q And is that paid monthly? Bi-weekly?

23 A Twice a month.

24 Q Okay. Do you receive other monies from DLB?

25 A Yes, I do. We have -- we lease equipment that